

construe NYIES's letter motion (Docket # 182) as a request for a pre-motion conference to file a motion to set aside (that is, vacate) the default and waive the pre-motion conference requirement. NYIES shall file its motion by May 3, 2021. Any opposition is due May 10, 2021. NYIES may file a reply by May 17, 2021. These filing deadlines may be extended by the parties' agreement as long as the agreement is disclosed to the Court by means of a letter filed on ECF or in NYIES's notice of motion.

In light of this ruling, Clark's motion for a default judgment (Docket # 183) is deemed withdrawn without prejudice to reinstatement should the default not be set aside. Because discovery cannot proceed until NYIES's status is resolved, the deadlines set forth in this Court's previous scheduling order (Docket # 145) are adjourned sine die.

SO ORDERED.

Dated: April 26, 2021
New York, New York



GABRIEL W. CORENSTEIN
United States Magistrate Judge